IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 570 of 2005

Between:

1 S. Veeraiah, S/o. Narsaiah,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
2 Ch. Chenchu, S/o. Venkaiah,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
3 V. Ravinder Reddy, S/o. Venkat Reddy,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
4 T. Buchaiah, S/o. Narsaiah,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
5 B.S. Narayana, S/o. Narsaiah,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
6 V. Bhoopal Reddy, S/o. V.S. Reddy,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
7 D. Jalender Reddy, S/o. D.R. Reddy,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.
8 M. Kotaiah, S/o. Rama Rangaiah,
C/O. 5TH Petitioner, R/o. H.No. 4-41, V.T. Palem, Miryalaguda,
Nalgonda District.

.... PETITIONERS

AND

1 The Regional Manager, APSRTC, Nalgonda , Nalgonda District.

2 The Depot Manager, APSRTC, Miryalaguda Bus Depot,

Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not giving the Special Grade/Stagnation Increment to the Petitioners with effect from their completion of 12 years of service in A.P.S.R.T.C. in total (All Regions) and counting the present regions service of 12 years for 12 years Stagnation Increment/Special Grade as bad arbitrary, illegal, unjust and contrary to the Circulars and contrary to the Judgment of this Hon'ble Court and consequently direct the respondents to effect the 12 Years Stagnation Increment/Spl.Grade to the petitioners on their completion of 12 years of service in the all the regions of the Corporation and pass such further other order or orders

Counsel for the Petitioners :Mr.G.RAVI MOHAN

Counsel for the Respondents : Mr.V.T.M.PRASAD (S.C.FOR APSRTC)

The Court at the stage of admission made the following :

ORDER:

Heard both sides, and at their request the writ petition is taken up for disposal at the stage of admission.

The grievance of the writ petitioners is that the respondents-Corporation is not giving the Special Grade/Stagnation increment to them with effect from their completion of 12 years of service in the Corporation.

The purport of the decision reported by this Court in W.A.No.1301 of 2000, dated 29-10-2002, is that the entire service of the petitioners in the Corporation has to be taken into consideration for the purpose of giving the benefit of stagnation increment. The respondents-Corporation has framed certain guidelines, more particularly, in circular No.PD-65/1989, dated 03-06-1989, for grant of stagnation increments. Therefore, it is for the respondents-Corporation to decide the matter whether the petitioners are entitled for the stagnation increments in pursuance of the aforesaid circular order. Therefore, a direction is given to the respondents-Corporation to give the Special Grade/Stagnation increment as per the rules taking into account the petitioners' total service of 12 years in the Corporation.

The writ petition is accordingly disposed of. In the circumstances of the case, there shall be no order as to costs.

Dt: 02-02-2005. K.C.BHANU, J.

Rns

To

1 The Regional Manager, APSRTC, Nalgonda , Nalgonda District.

2 The Depot Manager, APSRTC, Miryalaguda Bus Depot,

Nalgonda District.

3) Two CD copies